

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)
) CASE NO. MJ 13-060
Plaintiff,)
)
v.)
) DETENTION ORDER
CURTIS W. SMITH,)
)
Defendant.)
_____)

Offense charged: Conspiracy to Commit Bank Robbery; Bank Robbery

Date of Detention Hearing: February 5, 2013.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant is charged by Complaint, together with six co-conspirators, with

01 participating in a highly sophisticated, multi-state bank robbery conspiracy allegedly led by
02 members of the Four-Tre Crips, a street gang based in Los Angeles, California.

03 2. Defendant is a resident of Los Angeles with no ties to this community. He has a
04 lengthy criminal record that includes numerous failures to appear, violations of the conditions
05 of supervision, and bench warrant activity. He committed a probation violation in California
06 that resulted in revocation and a fifteen month prison sanction. His probation officer reports
07 recent positive drug tests and a violation is pending for leaving the state without permission and
08 for being arrested on the instant offenses.

09 3. Defendant is alleged to be an active member of a street gang in Los Angeles.
10 His employment history is sporadic.

11 4. Defendant poses a risk of nonappearance due to noncompliance issues, alleged
12 leaving the state without permission, a history of bench warrants and a pending warrant, and
13 some discrepant information regarding substance use. Defendant poses a risk of danger due to
14 criminal history, the nature of the current charges, alleged gang ties, and recent drug use.

15 5. There does not appear to be any condition or combination of conditions that will
16 reasonably assure the defendant's appearance at future Court hearings while addressing the
17 danger to other persons or the community.

18 It is therefore ORDERED:

- 19 1. Defendant shall be detained pending trial and committed to the custody of the Attorney
20 General for confinement in a correction facility separate, to the extent practicable, from
21 persons awaiting or serving sentences or being held in custody pending appeal;
22 2. Defendant shall be afforded reasonable opportunity for private consultation with

01 counsel;

- 02 3. On order of the United States or on request of an attorney for the Government, the
03 person in charge of the corrections facility in which defendant is confined shall deliver
04 the defendant to a United States Marshal for the purpose of an appearance in connection
05 with a court proceeding; and
- 06 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel
07 for the defendant, to the United States Marshal, and to the United State Pretrial Services
08 Officer.

09 DATED this 5th day of February, 2013.

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12 Mary Alice Theiler
13 United States Magistrate Judge
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